IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE P.R.RAMAN

WEDNESDAY, THE 17TH JANUARY 2007 / 27TH PAUSHA 1928

WP(C).No. 1940 OF 2007(E)

PETITIONER:

M/S. ARYA HERBALS,
KANIPPAYYUR, KUNNAMKULAM, THRISSUR DISTRICT,
REPRESENTED BY ITS MANAGING PARTNER,
SRI. P.R.MURALEEDHARAN.

BY ADV. SRI.N.MURALEEDHARAN NAIR
SRI.V.K.SHAMUSUDHEEN

RESPONDENTS:

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1. SALES TAX OFFICER,
KUNNAMKULAM.

2. DEPUTY COMMISSIONER (APPEALS),
COMMERCIAL TAXES, ERNAKULAM.

3. INSPECTING ASSISTANT COMMISSIONER,
COMMERCIAL TAXES, THRISSUR.

GOVT. PLEADER SRI. JULIAN XAVIER.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 17/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

P.R. RAMAN, J.

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W.P.(C) NO. 1940 OF 2007

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DATED THIS, THE 17TH DAY OF JANUARY, 2007

J U D G M E N T

As against the assessment orders for the year 2002-03, 2003-04 and 2004-05 petitioner preferred Exts.P4, P5 and P6 appeals along with stay petitions Exts.P7, P8 and P9. Petitioner is aggrieved that pending consideration of the same, revenue recovery proceedings are initiated, by issuing Exts.P10 to P12 notices.

2. Heard the learned Government Pleader. In the facts and circumstances, there will be a direction to the second respondent appellate authority to consider and pass orders on the stay petitions expeditiously, at any rate, within a period of two weeks. Till sch time orders are passed as aforesaid, further proceedings pursuant to Exts.P10 to P12 shall be kept in abeyance and thereafter, the matter will be governed by any order that may be passed by the appellate authority on the stay petitions.

Petitioner shall produce a copy of this judgment along with a copy of the writ petition before the second respondent for information and compliance. The writ petition is disposed of as above.

P.R. RAMAN,
JUDGE.

knc/-